GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 1.85 Ha of forest land in Seethakonda RF in Visakhapatnam Division for relaying of Visakha Valley school Road from NH-16 Junction to beach Road, Visakhapatnam, in favour of Executive Engineer, Visakhapatnam Urban Development Authority (VUDA) – Stage-II (Final) approval accorded.

ENVIRONEMNT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.Ms.No.28 **Dated.12.05.2023**

Read the following:-

1)From PCCF & HoFF, Lr.No.11127/2017/FCA-3, dt.3-04-2018.
2)State Govt.Lr.No.EFS01-12021/35/Section.II/2017, dt.11-6-2018.
3)From GoI, MoEF& CC, RO, Chennai, Lr No.4-APB063/2018-CHN/1042, dt.06-07-2018.
4)From the PCCF & HoFF, Lr.Rc.No.11127/2017/FCA-3, dt.23.11.2020.
5)State Govt.Lr.No.2501/Sec.II/2018, EFS&T(Sec.II) Dept., dt.08.03.2021.
6)From the GoI, MoEF&CC, IRO, Vijayawada, Lr.F.No.4-APB063/2018-CHN/8, Dt.10.01.2022.

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ORDER:

In the letter first read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a proposal under Section 2 of Forest (Conservation) Act, 1980, for diversion of 1.85 Ha of forest land in Seethakonda RF in Visakhapatnam Division for relaying of Visakha Valley school Road from NH-16 Junction to beach Road, Visakhapatnam, in favour of Executive Engineer, Visakhapatnam Urban Development Authority (VUDA) and requested to forward the proposal to the Government of India,Ministry of Environment, Forests & Climate Change for consideration of the proposal.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests & Head of Forest Force, was sent to Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada, for its approval under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions stipulated therein.

4. In the letter 4th read above, the Principal Chief Conservator of Forests & Head of Forest Force, has furnished the compliance report on the Stage-I conditions and requested to consider the same and forward it to the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada for according Final (Stage-II) approval under Forest (Conservation) Act, 1980. Accordingly, State Government have forwarded compliance report to the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada for according Final(Stage-II) approval for the proposal vide letter in the 5th read above.

5. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada, have accorded final (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 1.85 Ha of forest land in Seethakonda RF in Visakhapatnam Division for relaying of Visakha Valley school Road from NH-16 Junction to beach Road, Visakhapatnam, in favour of Executive Engineer, Visakhapatnam Urban Development Authority (VUDA), subject to certain conditions stipulated therein.

(Contd.P-2)

6. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 1.85 Ha of forest land in Seethakonda RF in Visakhapatnam Division for relaying of Visakha Valley school Road from NH-16 Junction to beach Road, Visakhapatnam, in favour of Executive Engineer, Visakhapatnam Urban Development Authority (VUDA), subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged.

ii. The Demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters by the user agency.

iii. The State Forest Department shall carryout Compensatory Afforestation (CA) over 1.85 Ha of non- forest area in Sy.No.82/2 of Gudilova Village from the amount which has already been realized from the user agency.

iv. Transferred and mutated non-forest land (identified for raising compensatory afforestation) in favour of the State Forest Department and shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act within 6 months from the date of Stage-II clearance and shall send a copy of the original notification to the Integrated Regional Office, Vijayawada.

v. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency.

vi. The User Agency shall construct retaining walls and check walls wherever required, in consultation with the DFO, concerned, at the project cost.

vii. The construction of culverts / bridges if any, over the natural streams / rivers/ canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals.

viii. Road site cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil.

ix. The dug out material/overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area proposed.

x. The user agency shall arrange to raise strip plantation on either side of the road and also on the central verge at the project cost and maintain the same for 10 years.

xi. There shall be speed breakers on the road within the wildlife areas/ Wildlife crossings, along with signage boards at frequent intervals to be constructed at the project cost.

xii. No tree shall be felled in the diverted forest area.

xiii. The user agency shall obtain CRZ clearance from the competent authority before execution of the project, if required.

xiv. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

xv. The user agency shall provide fire wood preferably alternate fuel to laborers working at the site to avoid damage / tree felling.

xvi. Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the laborers & Staff engaged in execution of work do not destruct nearby forest flora & fauna.

(Contd.P-3)

xvii. The total forest area utilized for the project shall not exceed 1.85 ha. and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.

xviii. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government.

xix. User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

xx. Any other conditions that the Central Government or Regional officer of Integrated Regional Officer, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency.

xxi. The progress of the Compensatory Afforestation as mentioned by Divisional Forest Officer, Visakhapatnam Forest Division in Sl. No.12(v) (a) of Part II i.e. 44.31 ha of non-forest land and 469.00 ha of forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Integrated Regional Office, Vijayawada.

xxii. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as per the provisions made in FCA, 1980 and rules / guidelines framed thereunder.

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)
NEERABH KUMAR PRASAD
SPCIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Mangalagiri, Guntur.

Copy to:

The Inspector General of Forests (Central)
Government of India,Ministry of Environment, Forests & Climate Change
Integrated Regional Office, Vijayawada,
Green House Complex, Gopal Reddy Road,
Vijayawada-520010

The Executive Engineer,
Visakhapatnam Urban Development Authority (VUDA), Visakhapatnam.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER